

ROBERT McCULLOUGH, JR. and DR. ) **Case No.: 3:18-cv-02864**  
ZHONGXI ZHENG, derivatively )  
on behalf of MEDITE CANCER ) **STIPULATION AND ~~[PROPOSED]~~**  
DIAGNOSTICS, INC., ) **ORDER TO TRANSFER VENUE**  
 ) **TO THE DISTRICT COURT FOR**  
Plaintiffs, ) **THE DISTRICT OF DELAWARE**  
 )  
v. )  
 )  
WILLIAM AUSTIN LEWIS IV, )  
STEPHEN VON RUMP, DR. JOHN )  
ABELES, JOEL KANTER, GREGORY )  
FORTUNOFF and LEWIS )  
OPPORTUNITY FUND )  
L.P., )  
 )  
Defendants, )  
 )  
and )  
 )  
MEDITE CANCER DIAGNOSTICS, )  
INC., )  
 )  
Nominal Defendant )

STIPULATION AND [PROPOSED] ORDER

1 **RECITALS**

2 1. On October 23, 2018, Defendants filed a Motion to Dismiss the Plaintiffs'  
3 Complaint.

4  
5 2. Counsel for the Parties have met and conferred, and agree to Transfer  
6 Venue to the District Court for the District of Delaware

7 **STIPULATION AND PROPOSED ORDER**

8 1. IT IS HEREBY STIPULATED by and between the Parties that the Court  
9 shall Transfer Venue to the District Court for the District of Delaware, and vacate all  
10 pending dates and hearings currently on calendar in the Northern District of California.

11 IT IS SO STIPULATED AND AGREED, THROUGH COUNSEL OF RECORD.

12 DATED: November 16, 2018 BALDWIN MADER LAW GROUP

13  
14  
15 By: /s/ Christopher Mader  
16 PATRICK BALDWIN  
17 CHRISTOPHER P. MADER  
18 *Attorneys for Plaintiffs*

19 DATED: November 16, 2018 OLSHAN FROME WOLOSKY LLP

20 By: /s/ Richard Nicholson  
21 John G. Moon, Esq.  
22 Richard W. Nicholson, Jr., Esq.  
23 *Attorneys for Defendant Medite Cancer Diagnostics, Inc.*

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27 ///

1 DATED: November 16, 2018

MURPHY, PEARSON, BRADLEY & FEENEY

2  
3 By: /s/ Jason Fellner

4 Jason E. Fellner, Esq.

5 Alston L. Lew, Esq.

6 *Attorneys for Defendant Medite Cancer Diagnostics,*  
7 *Inc.*

8 DATED: November 16, 2018

MILLSTEIN & ASSOCIATES

9 By: /s/ Gerald Richelson

10 David J. Millstein, Esq.

11 Gerald S. Richelson, Esq.

12 *Attorneys for Defendants Lewis Opportunity Fund,*  
13 *L.P., William Austin Lewis IV, Stephen von Rump,*  
14 *Dr. John Abeles, Joel Kanter and Gregory Fortunoff*

15 IT IS SO ORDERED.

16 DATED: 11/19/18

17 By: 

18 Judge of the District Court